

**THE MINUTES
FOR THE NOVEMBER 7, 2012
MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF NORTHPORT
MEETING AT 6:00 P.M.**

Present: Mayor Doll, Trustees Kehoe, Maline, McMullen and Tobin, Village Clerk Donna Koch, Village Administrator Gene Guido, Village Attorney James Matthews, Chief Bruckenthal.

ANNOUNCEMENTS: Mayor Doll praised all the Village workers for their efforts during the super-storm Sandy. Trustee Maline stated that after ten day he is still without power as is Trustee McMullen. Trustee Maline also praised the Mayor and Trustee McMullen for being there constantly. He also had spoken to representatives from LIPA and felt they had the resources but that upper management is lacking. His wife will continue to write letters.

The Mayor announced the Veterans Memorial Services at Huntington Town Hall has been canceled.

PRESENTATIONS: no presentations

PUBLIC HEARINGS: no public hearings

PUBLIC COMMENT: Anita Thomas offered her home and hot food to anyone who might need it.

BOARD APPROVAL OF WARRANT:

On the motion of Trustee Kehoe and seconded by Trustee McMullen the following bills were approved for payment.

Fiscal Year 2012/2013 General Fund bills in the amount of \$ 8858.16

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following bills were approved for payment.

Fiscal Year 2012/2013 Sewer Fund bills in the amount of \$ 7424.55

On the motion of Trustee Kehoe and seconded by Trustee Maline the following bills were approved for payment.

Fiscal Year 2012/2013 Trust bills in the amount of \$931.00

COMMISSIONER'S REPORTS:

Trustee Maline reported that the interviewing of potential candidates for the Plans reader to assist Mr. Guido has been delayed a couple of weeks due to unseen circumstances. Trustee McMullen reported that all the floats and ramps survived the storm except for one float down at Scudder Beach. Trustee McMullen reported on how well the sewer plant did. The height of the sewer plant is about ten feet above sea level and we knew the surge was coming up. So we built a wall around the influent pit. (Everything comes in there first). We thought about sand bags but decided to build a plywood wall; we had the rail to attach it to. Had the surge come up and entered the pit we would have had tens of thousands of gallons of salt water entering and killing the digestive and bacteria levels. We were able to keep the plant operational there was no pollution/discharged into the harbor. Had the plant failed it would have taken two to three weeks to get it back in operation. Trustee McMullen explained that a couple of changes will have to be made to raise the height of the tank and other modifications will have to be made over time, so that the plant is not under this risk again.

Trustee Tobin reported Budget season has begun. They will start scheduling meeting with different department heads in the next couple of weeks.

Trustee Kehoe reported that Restaurant week is underway. Trustee Kehoe wanted to recognize Jason Molient of PATCH for the coverage he gave of the Village during the storm.

Mayor Doll reported the Village was as prepared in advance as they could have been. The men did an excellent job and only one piece of machinery broke down during the storm.

ADMINISTRATOR'S REPORT: Mr. Guido reported that the plans and specs for the Waste Water Treatment Plant Phase II are ready to be advertised and put out.

CHIEF OF POLICE REPORT: Chief Bruckenthal commended all the Village services who worked during the storm. There were no reported injuries related to the storm. The Chief also commended Sergeant Bill Ricca who has been here from the start of the storm right through today. Sergeant Ricca was able to procure at no cost to the Village a 2 five ton truck, 2 generators and storage bins. It is all military surplus. This is equipment that can be used in the event of these kinds of emergencies. Chief Bruckenthal reported the Fire Department had to evacuate 28 people from Makamah Beach Road.

NEW BUSINESS: 1. Tax Grievance Day November 20th from 8:00 AM to 12 noon. Need a quorum. The Mayor, Trustees Tobin and McMullen are defiantly, Trustee Kehoe and Maline are maybes.

OLD BUSINESS: no old business.

CORRESPONDENCE: 1. Letter from Northport Fire Department 125th anniversary committee. Does the Village want to sponsor a page?

REQUESTS: 1. Request from Village Clerk's office to close Christmas Eve. The Board approved this request except in the event of weather or other emergency someone will need to man the phones during business hours.
2. Pearl Harbor Day Parade December 2, 2012 at 1:00 PM. The Board approved this request.

RESOLUTIONS:

On the motion of Trustee Maline and seconded by Trustee McMullen with trustee Kehoe abstaining the following resolution was approved.

RESOLUTION 2012- 125 ~ APPROVAL OF THE OCTOBER 16, 2012 MINUTES

WHEREAS: Copies of the minutes of the October 16, 2012, meeting were sent to the Board for approval, therefore,

BE IT RESOLVED that said minutes are approved without reading, at this time.

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2012 - 126 ~ UNPAID VILLAGE TAXES

WHEREAS: An account of unpaid Village taxes for the fiscal year 2012-2013 in the amount of \$ 83,416.29 has been received by the Board of Trustees, now therefore

BE IT RESOLVED: That the whole of said taxes remaining unpaid shall be collected by the sale of taxes in accordance with provisions of Article 14, Title 3, of the Real Property Tax Law, and

BE IT FURTHER RESOLVED: That the list of taxes remaining unpaid was be published in The Observer on November 23, 2012, November 30, 2012 and December 7, 2012, and

BE IT FURTHER RESOLVED: That the tax sale will be conducted in the Village Hall Office, 224 Main Street, Northport, NY 11768 beginning on December 17, 2012.

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2012-127 SET PUBLIC HEARING ON LOCAL LAW "D" OF 2012

PLEASE TAKE NOTICE: that a Public Hearing of the Village Board of Trustees will be held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 20th day of November, to consider the following proposed local law:

Proposed Local Law "D" of the year 2012
Village of Northport, County of Suffolk

A local law authorizing a property tax levy in excess of the limit established in General Municipal Law § 3-c

Section 1. Legislative intent

It is the intent of this local law to allow the Village of Northport to adopt a budget for the fiscal year commencing March 1, 2012 that requires a real property tax levy in excess of

the "tax levy limit" as defined by General Municipal Law §3-c.

Section 2. Authority

This Local Law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local governments governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent(60%) of said governing body.

Section 3. Tax Levy Override

The Village Board of Trustees of the Village of Northport, County of Suffolk , is hereby authorized to adopt a budget for the fiscal year commencing on March 1, 2013 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, section, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not effect, impair or invalidate the remainder of this local law, but shall be confined in its operation to be clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State

On the motion of Trustee Tobin and seconded by Trustee Maline the following resolution was unanimously approved.

RESOLUTION 2012 – 128 ~WAIVING OF PERMIT FEES DUE TO SUPER-STORM SANDY

BE IT RESOLVED: Permit fees for any repairs directly related to damages from Super-storm Sandy are hereby waived for a period of three (3) months unless further extended by the Board of Trustee; the Village Administrator shall determine which repairs qualify for the waiver; determinations of the Village Administrator may be appealed to the Board of Trustees

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following resolution was unanimously approved.

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2012 – 129 AUTHORIZING PAYMENT TO GANNETT FLEMING FOR CHEMICAL BULK STORAGE UNIT.

BE IT RESOLVED: In a letter dated November 1, 2012, Gannett Fleming is requesting \$6700.00 for the design and plans, including one meeting with the Suffolk County Department of Health Services for the Chemical bulk storage unit. As part of the Waste Water Treatment Plant Phase II upgrade.

The next regular meeting of the Board of Trustees will be on November 20, 2012 at 6:00 p.m.

A RESOLUTION FOR AN EXECUTIVE SESSION: if necessary, for personnel and/or litigation matters.

Respectfully submitted, 7: 30 PM

Donna M. Koch
Village Clerk